

NEBRASKA ADMINISTRATIVE CODE

Title 133 – NEBRASKA DEPARTMENT OF ENVIRONMENTAL QUALITY

Chapter 5 – GRANT CONDITIONS

001 An applicant awarded a grant pursuant to these regulations shall enter into a grant agreement with the Department prior to the receipt and expenditure of grant funds as specified for the approved project.

002 In signing this agreement, the grant recipient shall agree at a minimum to the following conditions:

002.01 The grant period shall be for a set period of time designated in the grant agreement;

002.02 All grant funds, including match funds, shall be expended in accordance with the conditions in the grant agreement;

002.03 Any unexpended funds remaining after the grant period ends shall be returned by the grant recipient to the Department;

002.04 All interest earned by grant funds shall be considered a part of the grant and subject to all the requirements of the grant agreement;

002.05 Grant funds shall be used only for specifically approved activities and not to replace any pre-existing funding for such activities;

002.06 Project activities and financial status reports shall be submitted as required by the Department during the grant period, including:

002.06A A comprehensive line-item expenditure report of all grant funds, including any interest earned on grant funding and all other income or cash or in-kind match utilized to carry out the project;

002.06B An inventory of all equipment or personal property purchased with grant funds including, if applicable: the model name and/or model number, serial number, cost of purchase, date of purchase, and copies of purchase receipts;

002.06C A summary of performance and accomplishments addressing those objectives and goals stated in the approved application; and

002.06D Any additional information required.

002.07 Maintain for a period of three years following completion of the grant period, and make available to the Department upon request, all documentation required under 002.06 above, as well as documentation of all match funds;

002.08 Establish an accounting procedure that allows separation of expenditures and receipts for each grant;

002.09 Comply with state equal employment opportunity and drug-free workplace requirements;

002.10 Provide proof of coverage under an insurance policy for the Department's investment in any property purchased with grant funds that have a value equal to or greater than five thousand dollars (\$5,000);

002.11 Comply with all state or federal statutes, rules or regulations, applicable to the grant project;

002.12 Assure that all financial and performance records relating to the grant are available at all reasonable times for inspection, review or audit by Department; and

002.13 Any other conditions deemed necessary by the Department.

003 Equipment.

003.01 The Department shall determine an expected service life for equipment purchased in whole or in part with grant funds which shall be used only for purposes approved by the Department during its expected service life.

003.02 After the end of the designated grant period, the grant recipient must continue to maintain a listing of all equipment purchased with grant funds and respond to Department requests for updates on the status of such equipment during its expected service life.

003.03 The grant recipient is responsible for all reasonable and necessary maintenance of grant-funded equipment and may be held liable for any loss, damage, neglect or unreasonable deterioration of the equipment during its expected service life.

004 Equipment disposition.

004.01 The Department must approve the disposition of equipment purchased in whole or in part with grant funds during its expected service life. Any funds realized from the approved sale of equipment purchased with grant funds shall revert back to the fund in an amount proportional to the grant-funded percentage of the equipment's original cost.

005 Any grant-funded equipment which is no longer being used by the grant recipient for the approved grant purpose during its expected service life shall be returned to and may be redistributed by the Department to another eligible grant recipient.

Enabling Legislation: Neb. Rev. Stat. §§81-1549, 81-1563 (Reissue 2008)

Legal Citation: Title 133, Ch. 5, Nebraska Department of Environmental Quality

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